

Docket No. \_\_\_\_\_

ARENT FOX KINT

PLOTKIN &amp; KAHN, PLLC

Nikaido, Marmelstein,

Murray &amp; Oram Intellectual Property Group

## Declaration For U.S. Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

(Insert Title) MOBILE COMMUNICATION SYSTEM HAVING ADAPTIVELY ASSIGNED

PACKET RATE

the specification of which is attached hereto unless the following box is checked:

☐ was filed on \_\_\_\_\_ as PCT International Application  
Number \_\_\_\_\_ and was amended on \_\_\_\_\_  
and/or was filed on \_\_\_\_\_ as United States Application  
Number \_\_\_\_\_ and was amended on \_\_\_\_\_

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claim(s), as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International Application having a filing date before that of the application(s) for which priority is claimed:

(List prior foreign applications. See note A on back of this page)	<u>14600/2000</u> (Number)	<u>JAPAN</u> (Country)	<u>24/01/2000</u> (Day/Month/Year Filed)	Priority Claimed <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No
	_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

_____ (Application Number)	_____ (Filing Date)
_____ (Application Number)	_____ (Filing Date)

(See Note B on back of this page)

☐ See attached list for additional prior foreign or provisional applications.

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s) or §365(c) of any PCT International application(s) designating the United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) (U.S. or PCT) in the manner provided by the first paragraph of 35, U.S.C. §112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

(List prior U.S. Applications or PCT International applications designating the U.S.)	_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status) (patented, pending, abandoned)
	_____ (Application Serial No.)	_____ (Filing Date)	_____ (Status) (patented, pending, abandoned)

And I hereby appoint as principal attorneys: David T. Nikaido, Reg. No. 22,663; Charles M. Marmelstein, Reg. No. 25,895; George E. Oram, Jr., Reg. No. 27,931; Robert B. Murray, Reg. No. 22,980; E. Marcie Emas, Reg. No. 32,131; Douglas H. Goldhush, Reg. No. 33,125; Monica Chin Kitts, Reg. No. 36,105; Richard J. Berman, Reg. No. 39,107; King L. Wong, Reg. No. 37,500; James A. Poulos, III, Reg. No. 31,714; Patrick D. Muir, Reg. No. 37,403; Sharon N. Klesner, Reg. No. 36,335; Murat Ozgu, Reg. No. 44,275; Bradley D. Goldizen, Reg. No. 43,637, and N. Alexander Nolte, Reg. No. 45,689.

Please direct all communications to the following address: ARENT FOX KINTNER PLOTKIN & KAHN, PLLC  
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(See Note C on back of this page)

Full name of sole or first inventor Akira YAMAGUCHI

Inventor's signature Akira Yamaguchi December 27, 2000  
Date

Residence Tokyo, Japan

Citizenship Japanese

## NOTES

- A. Please list all non-convention foreign applications relating to the invention (and check block "no"), as well as all convention (priority) applications.
- B. If more than 3 prior foreign applications or 2 provisional applications, please check this box and attach a sheet listing the remaining prior foreign applications.
- C. For the Inventor's "Residence", only the city and state is necessary, however the "Post Office Address" must be an address acceptable by a Post Office for delivery of mail.

Full name of second joint inventor, if any Yoshio TAKEUCHI

Inventor's signature Y. Takeuchi

December 27, 2000  
Date

Residence Saitama, Japan

Citizenship Japanese

Post Office Address 1-87-1-805, Miyahara-cho, Omiya-shi, Saitama, Japan

Full name of third joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

\_\_\_\_\_  
Date

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of fourth joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

\_\_\_\_\_  
Date

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of fifth joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

\_\_\_\_\_  
Date

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of sixth joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

\_\_\_\_\_  
Date

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of seventh joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

\_\_\_\_\_  
Date

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of eighth joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

\_\_\_\_\_  
Date

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of ninth joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

\_\_\_\_\_  
Date

Residence \_\_\_\_\_

Citizenship \_\_\_\_\_

Post Office Address \_\_\_\_\_